

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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MATTHEW COLPITTS, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,
-against-

20 CIVIL 2487 (JPC)

JUDGMENT

BLUE DIAMOND GROWERS,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated March 31, 2023, Defendant's motion for summary judgment is granted. With that motion granted, Plaintiff's motion for class certification is denied as moot. Because the Court concludes that oral argument in this case is not necessary, Defendant's request for oral argument is denied; accordingly, the case is closed.

Dated: New York, New York

March 31, 2023

RUBY J. KRAJICK

Clerk of Court

BY:

K. Mango

Deputy Clerk